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U.S. DISTRICT COURT
EASTERN DISTRICT OF LA

JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

10 S. DISTRICT COURT
MULTIDISTRICT LITIGATION

2006 DEC 18 AM 10: 26

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DOCKET NO. ORGS TA G. WHYTE
CLERK'S OFFICE

FOR ARE ROOGAL PANEL ON MULTIDISTRICT LITIGATION
MULTIDISTRICT LITIGATION

IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY LITIGATION

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-76)

On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. See 360 F.Supp.2d 1352 (J.P.M.L. 2005). Since that time, 5,171 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the <u>Rules of Procedure of the Judicial Panel on Multidistrict Litigation</u>, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL: Inasmuch as no objection is pending at this time, the stay is lifted. the Panel CLERK'S A TRUÉ C **DEC 15 2006** Fee 2006 CLERK'S OFFICE JUDICIAL PANEL ON Deputy Clerk, U.S. District Court MULTIDISTRICT LITIGATION Eastern District of Louisiana Doc. No New Orleans, LA

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SCHEDULE CTO-76 - TAG-ALONG ACTIONS DOCKET NO. 1657 IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY LITIGATION

DIST, DIV. C.A. #	CASE CAPTION		
ALASKA AK 3 06-257	Gary W. Putman, et al. v. Merck & Co., Inc.		06-10969
AK 3 06-258	Robert Felder v. Merck & Co., Inc.	EDLA	06-10970
ALABAMA MIDDLE			
ALM-3 06-979 ——	Clifford Bailey, et al. v. Merek & Co., Inc., et al.	VACATED 12/15/06	
ALABAMA NORTHERN			- 4 4 4 4 4 4 4
ALN 1 06-2260	Junior Alidreage, et al v. Merck & Co., Inc., et al.		06-10971
ALN 1 06-2284	Wayne Watts, et al. v. Merck & Co., Inc.		06-10972
ALN 5 06-2248	Don Macmillan v. Merck & Co., Inc.		06-10973
ALN 7 06-2332	Dorothy Cantrell, et al. v. Merck & Co., Inc.	EDLA	06-10974
ARIZONA			
AZ 2 06-2665	Marlene Ferguson, et al. v. Merck & Co., Inc.	EDLA	06-10975
CALIFORNIA CENTRAL			
CAC 2 06-6642	Deborah Dionne, et al. v. Merck & Co., et al.	EDLA	06-10976
CAC 2 06-6644	Lucila B. Castillo, et al. v. Merck & Co., Inc.	EDLA	06-10977
CAC 2 06-6816	Philip Hansen Bailey, etc. v. Merck & Co, Inc.	EDLA	06-10978
CAC 2 06-7006	Shelia Williams v. Merck & Co., Inc.	EDLA	06-10979
CAC 2 06-7007	William E. Hauser, etc. v. Merck & Co., Inc.		06-10980
CALIFORNIA EASTERN			
CAE 2 06-2283	Barbara Abbott, et al. v. Merck & Co., Inc.	EDLA	06-10981
CAE 2 06-2284	Delphia Bell v. Merck & Co., Inc., et al.		06-10982
CAE 2 06-2285	Harry Jones v. Merck & Co., Inc., et al.		06-10983
CAE 2 06-2332	Norma Loomis v. Merck & Co., Inc.		06-10984
CAE 2 06-2344	Marva Johnson v. Merck & Co., Inc.		06-10985
CAE 2 06-2346	Carl Dudding v. Merck & Co., Inc.		06-10986
CAE 2 06-2348	Sandra Elliott v. Merck & Co., Inc.		06-10987
CAE 2 06-2349	Anh Devers v. Merck & Co., Inc.		06-10988
CAE 2 06-2350	Kenneth Tinkle v. Merck & Co., Inc.		06-10989
CAE 2 06-2351	Kenneth Debolt v. Merck & Co., Inc.		06-10990
CAE 2 06-2352	Betty Mesi v. Merck & Co., Inc.		06-10991
CAE 2 06-2354	Antonio Lourenco v. Merck & Co., Inc.		
CAE 2 06-2362	Karen Morris v. Merck & Co., Inc.	EDLA	06-10992 06-10993
CAE 2 06-2422	Adnell Stephens v. Merck & Co., Inc., et al.	EDLA	06-10994
CAE 2 06-2431	Donna Goncar v. Merck & Co., Inc., et al.	EDLA	06-10995
CAE 2 06-2434	Richard McCullough v. Merck & Co., Inc., et al.		06-10996
CAE 2 06-2471	Karin Barrett v. Merck & Co., Inc.		06-10997
CAE 2 06-2472	Domingo Arcangles v. Merck & Co., Inc.	EDLA	06-10998
CAE 2 06-2473	Semen Fiskel v. Merck & Co., Inc.		06-10999
CAE 2 06-2474	Al Kessler v. Merck & Co., Inc.		06-11000

SCHEDULE CTO-76 - TAG-ALONG ACTIONS (MDL-1657) Page 2 of 6 DIST. DIV. C.A. # CASE CAPTION CAE 2 06-2477 EDLA 06-11001 Charlotte Mendonea v. Merck & Co., Inc. CAE 2 -06-2479 Sheryl Churchman v. Merek & Co., Inc., et al: OPPOSED 12/8/06 CAE 2 06-2480 Besham Singh v. Merck & Co., Inc., et al. EDLA 06-11002 CAE 2 06-2489 Madelyn Duke, et al. v. Merck & Co., Inc., et al. EDLA 06-11003 CAE 2 06-2490 Beryl L. Caterson v. Merck & Co., Inc., et al. EDLA 06-11004 CALIFORNIA NORTHERN CAN 3 06-6576 EDLA 06-11005 Barbara Brooks v. Merck & Co., Inc., et al. CAN 3 06-6587 EDLA 06-11006 Otis Mercer v. Merck & Co., Inc., et al. CAN 3 06-6595 EDLA 06-11007 Peter Brooks v. Merck & Co., Inc., et al. CAN 3 06-6612 Ray Reed v. Merck & Co., Inc., et al. EDLA 06-11008 CAN 3 06-6762 EDLA 06-11009 Lola Baker v. Merck & Co., Inc. CAN 3 06-6764 Susan Christensen v. Merck & Co., Inc. EDLA 06-11010 CAN 3 06-6765 Carlos Adlawan v. Merck & Co., Inc. EDLA 06-11011 CAN 3 06-6766 EDLA 06-11012 Anita Aars v. Merck & Co., Inc. CAN 3 06-6767 Klara Bernsteyn v. Merck & Co., Inc. EDLA 06-11013 CAN 3 06-6769 Robert Chow v. Merck & Co., Inc. EDLA 06-11014 CAN 3 06-6789 Marbely Gutierrez v. Merck & Co., Inc. EDLA 06-11015 CAN 3 06-6793 Ninel Gindina v. Merck & Co., Inc. EDLA 06-11016 CAN 3 06-6795 Julia Dumas, et al. v. Merck & Co., Inc. EDLA 06-11017 CAN 3 06-6796 Robert Garrett v. Merck & Co., Inc. EDLA 06-11018 CAN 3 06-6846 Wayne Wong v. Merck & Co., Inc. EDLA 06-11019 CAN 3 06-6848 Elliot Zolt v. Merck & Co., Inc. EDLA 06-11020 CAN 3 06-6851 Jerry Hale v. Merck & Co., Inc. EDLA 06-11021 CAN 3 06-6859 Leo Hildreth v. Merck & Co., Inc. EDLA 06-11022 CAN 3 06-6862 EDLA 06-11023 Alex Lukovsky v. Merck & Co., Inc. CAN 3 06-6863 EDLA 06-11024 Juana Ochoa v. Merck & Co., Inc. CAN 3 06-6864 John Morrice v. Merck & Co., Inc. EDLA 06-11025 CAN 3 06-6866 Ronald L. Silva v. Merck & Co., Inc. EDLA 06-11026 CAN 3 06-6867 Nancy Pittroff v. Merck & Co., Inc. EDLA 06-11027 CAN 3 06-6869 Lev Klachkavsky v. Merck & Co., Inc. EDLA 06-11028 CAN 3 06-6873 Barbara Hoffman, etc. v. Merck & Co., Inc. EDLA 06-11029 CAN 3 06-6874 Fred Rice v. Merck & Co., Inc. EDLA 06-11030 CAN 3 06-6875 Gerald Sefranka v. Merck & Co., Inc. EDLA 06-11031 CAN 3 06-6878 Richard Simms v. Merck & Co., Inc. EDLA 06-11032 CAN 3 06-6879 Samuel Summerfield v. Merck & Co., Inc. EDLA 06-11033 CAN 3 06-6880 Lula Taylor v. Merck & Co., Inc. EDLA 06-11034 CAN 3 06-6881 George Martinis v. Merck & Co., Inc. EDLA 06-11035 CAN 3 06-6882 Elivra Nagle v. Merck & Co., Inc. EDLA 06-11036 CAN 4 06-6590 EDLA 06-11037 Christine Hansen, et al. v. Merck & Co., Inc., et al. CAN 4 06-6785 EDLA 06-11038 Valentina Demikhovskaya v. Merck & Co., Inc. CAN 4 06-6788 Daniel Flanagan v. Merck & Co., Inc. EDLA 06-11039 CAN 4 06-6843 EDLA 06-11040 Janie Wiley v. Merck & Co., Inc. CAN 4 06-6865 EDLA 06-11041 Guadalupe Urena, et al. v. Merck & Co., Inc. CAN 4 06-6868 Nian Huang v. Merck & Co., Inc. EDLA 06-11042 CAN 4 06-6871 Mary L. Howle v Merck & Co., Inc. EDLA 06-11043

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CHELL OLGAN SOOTHERE			
CAS 3 06-2431	Michael Cienfuegos, etc. v. Merck & Co., Inc., et al.	EDLA	06-11044
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CO 1 06-2164		OSED 12/14/06		. 00 11010
CO I 06-2165	Ronald Dooley, et al. v. Merck & Co., Inc.	12/1//00	EDLA	06-11047
CONDITION OF THE				
CONNECTICUT	T 15 " 14 1.1 5			
CT 3 06-1761	Frank Pescatello v. Merck & Co., Inc.		EDLA	06-11048
FLORIDA MIDDLE				
FLM 2 06-587	Danny Taulbee v. Merck & Co., Inc., et al.		EDLA	06-11049
FLM 5 06-379	Lyle Moody v. Merck & Co., Inc., et al.		EDLA	06-11050
FLM 6 06-1667	Marian Jenkinson, etc. v. Merck & Co., Inc., et al.			06-11051
FLM 8 06-1209	Barbara Jowers v. Merck & Co., Inc., et al.			06-11052
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FLORIDA SOUTHERN				
FLS 0 06-61580	Jeffrey Dombeck, et al. v. Merck & Co., Inc.		EDLA	06-11054
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FLS 0 06-61583	Lillian A. Russo v. Merck & Co., Inc.			06-11057
FLS 0 06-61609	Victoria Luciano, et al. v. Merck & Co., Inc.			06-11058
FLS 1 06-22292	Susana Jalon, et al. v. Merck & Co., Inc.			06-11059
FLS 2 06-14284	Kenneth Bowe, et al. v. Merck & Co., Inc., et al.	OPPOSED 12/		00 11055
FLS 2 06-14285	Jacob Avidon; et al. v. Merck & Co., Inc., et al.	OPPOSED 12/		
FLS 2 06-14287	Veronica Clark-Atchinson v. Merck & Co., Inc., et a			
FLS 2 06-14288	Robin A. Curry v. Merck & Co., Inc., et al.	OPPOSED 12/1		
FLS 2 06-14289	Lystine Fairweather, et al. v. Merck & Co., Inc., et a			
FLS-2-06-14290	- Mary Lee Hudson v. Merek & Co., Inc., et al.	OPPOSED 12/1		
FLS 2 06-14291	Walter Smith, et al. v. Merck & Co.; Inc., et al.	OPPOSED 12/1		
FLS-2-06-14292	Warren Young, et al. v. Merek & Co., Inc., et al.	OPPOSED 12/1		
FLS 2 06-14293	Andrew Trax, et al. v. Merck & Co., Inc., et al.	OPPOSED 12/1		
FLS-2-06-14294	Helen Spano, et al. v. Merck & Co., Inc., et al.	OPPOSED 12/1		
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FLS 2 06-14299	Patricia C. Putman, et al. v. Mcrek & Co., Inc., et al.			
FLS-2 06-14300	Donald L: Simons v. Merck & Co., Inc., et al.	OPPOSED 12/1		
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FLS 9 06-80997	Joseph Iuvara, et al. v. Merek & Co., Inc., et al.	OPPOSED 12/1:		
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ILLINOIS NORTHERN ILN 1 06-5743 ILN 1 06-5744	Doris Miller, et al. v. Merck & Co., Inc.	EDLA 06-11066
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HLS 3 06-827 ILS 3 06-831 ILS 3 06-840	William W. Rhodes v. Merck & Co., Inc., et al. Jerry Lemonds v. Merck & Co., Inc., et al.	VACATED 12/14/06 EDLA 06-11069 EDLA 06-11070
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ILS 3 06-853 ILS 3 06-867	Antonio Silva v. Merck & Co., Inc. Catherine S. Sadich v. Merck & Co., Inc.	EDLA 06-11073 EDLA 06-11074 EDLA 06-11075
ILS 3 06-868 ILS 3 06-877	John Street v. Merck & Co., Inc. Rodney W. Shupe v. Merck & Co., Inc.	EDLA 06-11076 EDLA 06-11077
INDIANA NORTHERN INN 2 06-363	Seth Jones v. Merck & Co., Inc.	EDLA 06-11078
KANSAS KS 2 06-2413	David Edmonds v. Merck & Co., Inc.	EDLA 06-11079
LOUISIANA WESTERN LAW 2 06-1936	Sally Eilender Chapman v. Merck & Co., Inc.	EDLA 06-11080
MINNESOTA MN 0 06-4406	Donald Haider v. Merck & Co., Inc.	EDLA 06-11081
MISSOURI EASTERN MOE 4 06-1589	Ida Criglar, et al. v. Merck & Co., Inc., et al.	EDLA 06-11082
NEW YORK EASTERN NYE 1 06-4796	Yolande Brice, et al. v. Merck & Co., Inc.	EDLA 06-11083
NEW YORK NORTHERN NYN 1 06-1309 NYN 5 06-1332	Deanne Murdie, etc. v. Merck & Co., Inc., et al. Douglas Charles Persse, et al. v. Merck & Co., Inc.	EDLA 06-11084 EDLA 06-11085
NEW YORK SOUTHERN NYS 1 06-11419	Ali Ghanem v. Merek & Co., Inc., et al.	OPPOSED 12/8/06

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Greg Golla v. Merck & Co., Inc., et al.

Ruby King, etc. v. Merck & Co., Inc.

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EDLA 06-11121

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- William T. Krajcovic, Sr., etc. v. Merck & Co., Inc. OPPOSED 12/14/06

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TXE 4 06-436	Pauline Stover v. Merck & Co., Inc.		06-11124
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TXS 1 06-176	Juan Lizardi v. Merek & Co., Inc., et al.	OPPOSED 12/11/06	
TXS 2 06-471	Maria Graciela Cruz v. Merck & Co., Inc., et al.	The state of the s	06-11126
TXS 2 06-478	Rosario Lechuga v. Merek & Co., Inc., et al.	OPPOSED 12/11/06	00 11120
TXS 2 06-489	Divine Garcia v. Merck & Co., Inc., et al.	OPPOSED 12/11/06	
TXS 4 06-3464	Antoinette Donaldson v. Merck & Co., Inc.		06-11127
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TXS 7 06-319	Juan R: Gonzalez v. Merck & Co., Inc., et al.	OPPOSED 12/11/06	00-11126
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WVS 1 06-898	Densthy Between the London		06 33300
# Y S 1 VU-098	Dorothy Petry, et al. v. Merck & Co., Inc.	EDLA	06-11133